1908-010 Chancery Causes: Petition of J. K. P. Legg, trst. &c
Lee Co.

Barker, Bledsoe, Pleasant Hill Regular Baptist Church

CA - Other
T - Property
Churches

Additional Information:
Seeking permission to
sell land

To the Hon. H. A. W. Skeen, Judge of the Circuit Court for Lee County, Virginia:

The petition of J. K. P. Legg, William Barker, and E. N. Bledsoe, Trustees of the Pleasant Hill Regular Baptist Church at Keokee, Lee County, Virginia.

Humbly complaining your petitioners the said Legg, Barker, and Bledsoe, Trustees as aforesaid, respectfully represent and will show unto your honor as follows: That by a certain deed dated October 30th, 1877, and recorded in the Clerk's office of Lee County, Virginia, Hiram W. Reece and Thomas G. Morris conveyed a certain tract or parcel of land lying and bein g in the Crab Orchard, Lee County, Virginia, containing five acres more or less to the Pleasant Hill Regular Baptist Church and the Old school Baptist Church, and the School Board of Lee County, Virginia. That afterwards by proceedings had in your honors court the said School Board obtained a partition of the said tract of land and had laid off to it a certain portion of the said tract of land, leaving the remainder thereof containing three and 5/100 acres to be owned by the said two churches in equal undivided ownership.

Your petitioners would further represent and show unto your honor that on the 28th day of November, 1908, the Keokee Coal & Coke Company made its proposition in lieu to the said Pleasant Hill Regular Baptist Church, whereby it agreed that in consideration of the conveyance of the interest of the said Pleasant Hill Regular Baptist Church in the said property as aforesaid, it would reconvey the surface of the said tract of land so conveyed to it back to the trustees of the said Regular Baptist Church, and agree to erect a church building upon the said property for the use of the said church to cost at least the sum of $1500.00, the said Keokee Coal & Coke Company to retain the minerals under said lot of land, together with the right to mine the same, but in such a way as to not interfere with the occupation

of the surface thereof, or in lieu of the said proposition to build for the said Pleasant Hill Regular Baptist Church a church edifice costing not less than $1500.00. The said Keokee Coal & Coke company made another proposition whereby it agreed that in case the Old School Baptist Church would also convey its undivided interest in the said property to the said Keokee Coal & Coke Company, the said company would immediately reconvey to the Trustees of the said two churches the surface thereof to be used for church purposes only, retaining the right to mine all the mineral and coal under the said lot of land, but in such a way as not to interfere with the surface thereof, and agreeing to become responsible in damages for any injury done thereto, a copy of which said proposition as aforesaid is here filed with this petition and asked to be considered as a part thereof.

Your petitioner would further represent and state unto your honor that on the 28th day of November, 1908, at a regular business meeting of the said Baptist Church held at Keokee on the regular appointed day, and after all the members had been informed that a business meeting would be held for the purpose of determining whether or not it would be properto accept the proposition made by the said Keokee Coal & Coke Company; a resolution was offered and after discussion was unanimously adopted, which said resolution was to the effect that it was the desire of the said Church to accept the proposition of the said Keokee Coal & Coke Company to build a church joint church at $2500.00, provided the said Old School Baptist Church would join in said conveyance to the said Company, and if the said Old School Baptist Church would not join in making said conveyance, then it was the desire of the said congregation to accept the proposition to build for the Pleasant Hill Regular Baptist Church, the said church to cost not less than $1500.00, and the said church convey the said Keokee Coal & Coke Company its said interest in said lot, accepting in return a reconveyance of a one-half undivided interest in the surface,

a copy of which said resolution is hereto attached, duly attested by Jas. K. P. Legg, Cler, and Rev. J. E. Witt, pastor of the said church.

Your petitioners allege that it is to the interest of the said church to accept the said proposition. The said Keokee Coal & Coke Company are the owners of all the coal land located on all sides of the said boundary of land, and that the price which the said Keokee Coal & Coke Company have offered is a liberal one, and it is to the interest of the said church to accept it, and your petitioners allege that the interest of no person will be injured by the acceptance of the said proposition as aforesaid, but all persons interested therein will be greatly benefited thereby.

The prayer therefore of your petitioner is that an order be entered authorizing them as trustees as aforesaid to accept the said proposition as aforesaid and convey to the said Keokee Coal & Coke Company all the right, title, and interest of the said church as aforesaid in the said lot as aforesaid, and receive in return therefor a reconveyance of the said surface right and the construction of the said joint church, to cost at least the sum of $2500.00, provided the said Old School Baptist Church will convey its interest, and in the event that it will not, then they be authorized to accept the said church to cost at least the sum of $1500.00, to be the property of the said Pleasant Hill Regular Baptist Church. Said deed to be made in accordance with the said porposition of the said Keokee Coal & Coke Company, and the resolution passed by the said church as aforesaid. And your petitioners will ever pray &c.

J.K.P.Legg)
William Barker : Trustees.
E.N. Bledsoe)

By Pennington & Bros Attorneys.

J. K. P. Legg et al
Trustees -
Ex Parte

J. K. P. Legg, William Barker, and E. M. Bledsoe, Trustees of the Pleasant Hill Regular Baptist Church.

Ex Parte Partition.

This petition came on this day to be heard upon a petition of the said petitioners as trustees of the Pleasant Hill Regular Baptist and exhibits filed therewith, and was argued by counsel.

Upon the consideration of which it is therefore adjudged, ordered and decreed that the said J. K. P. Legg, E. M. Bledsoe, and William Barker, Trustees as aforesaid, be and they are hereby authorized and empowered to convey to the Keokee Coal & Coke Company, all the undivided right, title and interest of the Pleasant Hill Regular Baptist Churh in and to the tract or parcel of land described in the said petition, and they are hereby authorized and empowered to make, execute, and deliver to the said Keokee Coal & Coke Company, a deed of conveyance, conveying their said undivided interest in the said lot or tract of land, and in return for the said conveyance to receive back a reconveyance of all the undivided right, title, and interest of the said Keokee Coal & Coke Company obtained under the said deed from the said trustees in and to the surface of the tract of land , to be used for church purposes, and in consideration that the said Keokee Coal and Coke Company shall build upon the said lot as aforesaid a church edifice to cost at least the sum of $2500.00, provided the Old School Baptist Church, or the trustees thereof, will also convey to the said Keokee Coal & Coke Company its undivided interest in said property, and receive back from the said Keokee Coal & Coke Company a deed to the surface of the said lot to be used for church purposes, and in the event that the said Old School Baptist Church will not convy to the said Keokee Coal & Coke Company its undivided interest in said lot, then the said Trustees are authorized to accept a separate church building for the said Pleasant Hill Regular Baptist Church to cost at least the sum of $1500.00, and when the said deed shall have been made according to the agreement of the parties set out in the

proceedings herein, the said deeds therein mentioned to be executed as agreed upon shall operate to invest in the said Keokee Coal & Coke Company, all the title which the said Pleasant Hill Regular Baptist Church has in and to the said property, and the deed of the said Keokee Coal & Coke Company to the said Pleasant Hill Regular Baptist Church shall operate and convey to the said church the one-half undivided interest in the said surface or tract of land, to be used for church purposes only.
And this cause is stricken from the docket.

J. K. P. Leggett
Ex Parte

Entered in C.O.B.
8, page 423 &c-

Enter this
Order Dec-11
1908-
Hawsher

At a meeting of the Baptist church, commonly known as the Missionary Baptist Church held at the Pleasant Hill Baptist Church, at Keokee, Va. on the 28th day of November 1908, the following resolution was unanimously adopted:

Whereas the Keokee Coal & Coke Company have made its proposition in writing to this Congregation - a copy of which is hereto attached - whereby it proposes to buy all our interest in the lot of land which was conveyed to our church by Hiram Reece and Thos. G. Morris, we convey to the said Keokee Coal & Coke Company all our interests therein, and receive back a conveyance for the surface thereof, agreeing to the provisions mentioned in said proposition, and whereas we the said congregation of the said Pleasant Hill Regular Baptist Church, desire:

1st. To accept the proposition to build jointly with the Old School Bpatist Church the church edifice mentioned in the second part of the said proposition of the said Keokee Coal & Coke Company, but in case the said Old School Baptist church will not accept the said proposition on its part, we then desire to accept the first part of the said Keokee Coal & Coke Company's proposition to build a separate church edifice for our said church, therefore be it resolved:

That the said proposition of the said Keokee Coal & Coke Company be accepted and that J. K. P. Legg, Wm. Barker and E. M. Bledsoe, Trustees of the said Pleasant Hill Regular Baptist Church be and are hereby appointed as a committee to carry out the acceptance of the said proposition as aforesaid and that the said Trustees as aforesaid proceed at once to apply to the proper authorities for the power to make said conveyance upon the terms mentioned in the said written proposition and to engage and employ such persons as they may deem necessary for the said prupose, and as soon as they shall have carried out the terms of this resolution and consummated the deal with the said Keokee Coal & Coke Company, they will report

their action to the congregation at one of its regular business meetings.

James K. P. Legg
Clerk.

Rev. J. E. Witt
Moderater.

Copy of
Resolution

J. K. P. Legg
et al
Ex parte

J. K. P. Legg —
et al. Trustees
Ex Parte

The Globe Crushed Envelope
SIZE 10—1½